

Can #5 same as in F



LOUISVILLE & NASHVILLE RAILROAD COMPANY

908 W. BROADWAY • LOUISVILLE, KENTUCKY 40201 • TELEPHONE (502) 587-5235

SEP 17 1976
LAW DEPARTMENT

September 16, 1976

DAVID M. YEARWOOD
ASST. GENERAL SOLICITOR

Date 10-
Fee \$ 10-

ICC Washington, D. C.
Mr. Robert L. Oswald, Secretary
Interstate Commerce Commission
Washington, D. C. 20423

RECORDATION NO. 8275-E Filed & Recorded

SEP 17 1976 1 40 PM

INTERSTATE COMMERCE COMMISSION

Dear Mr. Oswald:

There is transmitted to you herewith for filing and recordation, pursuant to Section 20c of the Interstate Commerce Act, six duly executed counterparts of an Amendment Agreement dated as of August 16, 1976 among American Security and Trust Company, N. A., as Trustee, whose address is 15th Street and Pennsylvania Avenue, N. W., Washington, D. C. 20013, Louisville and Nashville Railroad Company, whose address is 908 West Broadway, Louisville, Kentucky 40201 and First Security Bank of Utah, National Association, as Agent, whose address is 79 South Main Street, Salt Lake City, Utah 84111.

This Amendment Agreement amends Schedule A of that Lease of Railroad Equipment dated as of February 1, 1976, which was filed and recorded with the Interstate Commerce Commission on April 6, 1976 and assigned Recordation No. 8275-C.

By this Amendment Agreement, Schedule A of the Lease of Railroad Equipment dated as of February 1, 1976 is amended to read in its entirety as set forth in Schedule A of said Amendment.

Attached hereto is a draft in the amount of \$10 payable to the Treasurer of the United States to cover the prescribed recordation fee for said Amendment.

This letter of transmittal is signed by an officer of the Louisville and Nashville Railroad Company designated for the purpose hereof who has knowledge of the matters set forth herein.

RECEIVED
SEP 17 1 15 PM '76
FEE OPERATING
I.C.C. DIVISION

Paul Snyder
Charles [Signature]

- 2 -

After recordation, please return four recorded counterparts of said Amendment to:

Kunkel Transportation Services
425 13th Street, N. W.
Suite 523
Washington, D. C. 20004

Respectfully yours,

Louisville and Nashville Railroad Company

By David M. Yearwood
David M. Yearwood
Assistant General Solicitor

Enclosures

Interstate Commerce Commission
Washington, D.C. 20423

9/17/76


OFFICE OF THE SECRETARY

Mr. David M. Yearwood
Assistant General Solicitor
L&N Railroad Company
908 West Broadway
Louisville, Kentucky 40201

Dear Sir:

The enclosed document(s) was recorded pursuant to the
provisions of Section 20(c) of the Interstate Commerce Act,
49 U.S.C. 20(c), on 9/17/76 at 1:20pm
8275-E & 8275-F
and assigned recordation number(s)

Sincerely yours,


Robert L. Oswald
Secretary

Enclosure(s)

SE-30
(5/76)

SEP 17 1976 11 20 PM

~~INTERSTATE COMMERCE COMMISSION~~

AMENDMENT AGREEMENT dated as of August 16, 1976 among AMERICAN SECURITY AND TRUST COMPANY, N. A., as Trustee (hereinafter called the Lessor), LOUISVILLE AND NASHVILLE RAILROAD COMPANY (hereinafter called the Lessee) and FIRST SECURITY BANK OF UTAH, NATIONAL ASSOCIATION, as Agent (hereinafter called the Vendor).

WHEREAS, the Lessor and the Lessee have entered into a Lease of Railroad Equipment dated as of February 1, 1976 (hereinafter called the Lease);

WHEREAS, the Lessor and the Vendor have entered into an Assignment of Lease and Agreement dated as of February 1, 1976 (hereinafter called the Assignment);

WHEREAS, the Lease and Assignment were filed and recorded with the Interstate Commerce Commission pursuant to Section 20c of the Interstate Commerce Act on April 6, 1976, at 2:55 P. M., and assigned Recordation Nos. 8275-C and 8275-D, respectively;

WHEREAS, the parties hereto now desire to amend the Lease.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties hereto hereby agree as follows:

Schedule A of the Lease is hereby amended so as to read in its entirety as set forth in Schedule A hereto.

Except as amended hereby, the Lease shall remain unaltered and in full force and effect.

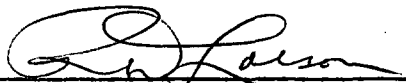
The Lessee will promptly cause this Amendment Agreement to be filed and recorded with the Interstate Commerce Commission in accordance with Section 20c of the Interstate Commerce Act.

This Amendment Agreement may be executed in any number of counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute but one and the same instrument, which shall be sufficiently evidenced by any such original counterpart.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by duly authorized officers and their corporate seals to be hereunto affixed, duly attested, as of the date first above written.

AMERICAN SECURITY AND TRUST COMPANY, N. A.,
as Trustee


By



Vice President

(Corporate Seal)

ATTEST:



Authorized Officer

LOUISVILLE AND NASHVILLE RAILROAD COMPANY

By *[Signature]*
Assistant Vice President

(Corporate Seal)

ATTEST:

R. D. Laff
Attesting Officer

FIRST SECURITY BANK OF UTAH, NATIONAL
ASSOCIATION, as Agent

By *[Signature]*
Authorized Officer

(Corporate Seal)

ATTEST:

[Signature]
Authorized Officer

DISTRICT OF COLUMBIA)
) SS:
)

On this 10th day of Sept, 1976, before me personally appeared R. D. LARSON, to me personally known, who, being by me duly sworn, says that he is a Vice President of AMERICAN SECURITY AND TRUST COMPANY, N. A., that one of the seals affixed to the foregoing instrument is the corporate seal of said association, that said instrument was signed and sealed on behalf of said association by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said association.

Gregory M. Philbrick
Notary Public

My Commission expires JUNE 30, 1981.

(NOTARIAL SEAL)

COMMONWEALTH OF KENTUCKY)
) SS:
COUNTY OF JEFFERSON)

On this ⁸3rd day of August, 1976, before me personally appeared N. H. Stier, to me personally known, who, being by me duly sworn, says that he is an Assistant Vice President of LOUISVILLE AND NASHVILLE RAILROAD COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Sharon W. Bowles
Notary Public

My Commission expires

July 26, 1978.

(NOTARIAL SEAL)

STATE OF UTAH)
) SS:
COUNTY OF SALT LAKE)

On this ^{Sept}8th day of August, 1976, before me personally appeared Richard E. Eichen, to me personally known, who, being by me duly sworn, says that he is an Authorized Officer of FIRST SECURITY BANK OF UTAH, NATIONAL ASSOCIATION, that one of the seals affixed to the foregoing instrument is the corporate seal of said association, that said instrument was signed and sealed on behalf of said association by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said association.

Ronald J. Olsen
Notary Public

My Commission expires

11-18-79.

(NOTARIAL SEAL)

RECORDATION NO.

SEP 24 1976 - 9 05 AM

INTERSTATE COMMERCE COMMISSION

SCHEDULE A

<u>Quantity</u>	<u>AAR Mechanical Designation</u>	<u>Description</u>	<u>Lessee's Road Numbers (Inclusive)</u>
168	HT	70-Ton Open-Top Hoppers	76144-76311
21	HT	80-Ton Open-Top Hoppers	189739-189758, 500107
11	HT	100-Ton Open- Top Hoppers	192007, 192013-192016, 192023,192025, 192026,192029, 192034,192038
30	HT	100-Ton Open- Top Hoppers	192000-192006, 192008-192012, 192017-192022 192024,192027, 192028, 192030-192033, 192035-192037, 192039,192040
13	LO	70-Ton Covered Hoppers	37162, 201919-201928, 210013,210014
50	MWB	70-Ton Ballast Cars	45001-45050
52	LO	100-Ton Covered Hoppers	201508-201528, 201976-201980, 205053-205077, 205999
118	XL	50-Ton Box Cars	13115-13232
15	XL	50-Ton Box Cars	13100-13114
7	XL	50-Ton Box Cars	96800-96806

<u>Quantity</u>	<u>AAR Mechanical Designation</u>	<u>Description</u>	<u>Lessee's Road Numbers (Inclusive)</u>
51	XL	50-Ton Box Cars	96807-96838, 111773-111791
17	XL	50-Ton Box Cars	111792-111808
9	XL	50-Ton Box Cars	111533-111541
23	XL	50-Ton Box Cars	111809-111831
13	XL	50-Ton Box Cars	111520-111532
83	XL	50-Ton Box Cars	111542-111602, 111662-111683
59	XL	50-Ton Box Cars	111603-111661
5	XL	50-Ton Box Cars	111684-111688
26	XM	50-Ton Box Cars	110848-110873
172	XM	50-Ton Box Cars	110679-110847, 113039-113041
9	XM	50-Ton Box Cars	110874-110882
1	XP	50-Ton Box Car	99671
60	XL	70-Ton Box Cars	112209-112239, 112946-112974
36	XL	70-Ton Box Cars	112240-112259, 113042-113057
4	XM	70-Ton Box Cars	112260-112263

<u>Quantity</u>	<u>AAR Mechanical Designation</u>	<u>Description</u>	<u>Lessee's Road Numbers (Inclusive)</u>
17	XM	70-Ton Box Cars	112975-112991
17	XL	100-Ton Box Cars	114018-114034
8	XL	100-Ton Box Cars	113900-113907
33	MWF	50-Ton Welded Rail Cars	43215-43247